

the parties' Motions in Limine.

5. Namely, Mr. Southwell's substantial similarity opinions do not relate only to LT235/85R16 Wrangler HT tires and do not account for the speed of the vehicle at issue in each of the 3,300 incidents, and are thereby inadmissible per the Court's Order.

6. Second, the Court should preclude introduction of Mr. Southwell's belatedly-disclosed opinions pursuant to Federal Rule of Civil Procedure 37 as a sanction for Plaintiffs' failure to comply with their disclosure obligations under Federal Rule of Civil Procedure 26 and this Court's Final Progression Order.

WHEREFORE, Goodyear respectfully requests that the Court enter an order barring Mr. Southwell from introducing at trial any opinions contained in his Second Supplemental Expert Report.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing was filed with the Clerk of the Court and served upon all attorneys of record using the CM/ECF system this 6th day of March, 2020.

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